



CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
WALLACE J. PUCHALSKI MUNICIPAL BUILDING  
212 MAIN STREET, NORTHAMPTON  
Northampton, MA  
April 21, 2016

**Roll Call**

A regular meeting of the City Council was called to order by City Council President William H. Dwight. At 7:20 p.m. on a roll call the following City Councilors were present:

At-Large Councilor William H. Dwight	At-Large Councilor Jesse M. Adams
Ward 1 Councilor Maureen T. Carney	Ward 2 Councilor Dennis P. Bidwell
Ward 3 Councilor Ryan R. O'Donnell	Ward 4 Councilor Gina-Louise Sciarra
Ward 6 Councilor Marianne L. LaBarge	Ward 7 Councilor Alisa F. Klein.

The following City Councilor(s) was (were) absent: Ward 5 Councilor David A. Murphy

**Public Hearing**

**Public Hearing:** None

**Recognitions  
and One-Minute  
Announcements  
by Councilors**

**Recognitions and One-Minute Announcements by Councilors**

Councilor LaBarge announced that the Northampton Senior Center will be closed on April 25, 2015. All programs and classes will be cancelled. The Center is relocating its Fitness Center on that date.

**Announcements**

Councilor Dwight announced that the 2016 Memorial Day Parade will be held on Monday, May 30, 2016. Participants who wish to participate should respond by May 20, 2016.

**Communications  
and  
Proclamations  
From the Mayor**

**Communications and Proclamations From the Mayor:**

Mayor Narkewicz presented a proclamation recognizing Arbor Day on April 29, 2016. The proclamation was given to Lilly Lombard, Chair of the Public Shade Tree Committee.

Mayor Narkewicz showed a foam core board check from the Northampton Senior Services Department written to the City of Northampton which represents the value of all volunteer hours worked during the past year. The check was in the amount of \$344,705.02 and represents 11,836 hours worked by volunteers.

**Resolutions****Resolutions:**

**16.047 A  
Resolution to  
Adopt the  
Capital  
Improvement  
Program for FY  
2017 - FY 2021  
submitted to  
City Council on  
March 3, 2016 -  
2nd Reading**

**16.047 A Resolution to Adopt the Capital Improvement Program for FY 2017 - FY 2021 submitted to City Council on March 3, 2016 - 2nd Reading**

**Motion to  
approve in 2<sup>nd</sup>  
Reading**

Councilor LaBarge moved to approve the resolution in second reading; Councilor Carney seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

**Motion Carried**

**The following resolution passed second reading:**

Upon the recommendation of Mayor David J. Narkewicz

R-16.047

A RESOLUTION

To adopt the C.I.P. for FY2017 – FY2021  
submitted to City Council on March 3, 2016

**Resolved, that**

The City Council hereby adopts the Capital Improvement Program FY2017-FY2021, submitted by the Mayor on March 3, 2016, in accordance with the Charter of Northampton, Massachusetts, Article 7 Finance and Fiscal Procedures, Section 7-5: Capital Improvement Program.

**Enrolled** **Rules suspended, passed two readings and resolved.**

**16.049 A Resolution pertaining to Bottums Road - 2nd Reading**

**Resolution**  
**pertaining to**  
**Bottums Road -**  
**2nd Reading**

Councilor Adams asked about the next steps; Councilor Dwight noted that the Department of Public Works will need to present an official order to the City Council for further processing.

**Motion to**  
**approve in 2<sup>nd</sup>**  
**Reading**

Councilor LaBarge moved to approve the resolution in second reading; Councilor Bidwell seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

**Motion Carried**

**The following resolution passed second reading:**

UPON THE RECOMMENDATION OF The City Council Committee on Public Works and Utilities

16.049  
A Resolution  
To Accept BOTTUMS ROAD as a City Street

The City Council resolves that the Mayor prepare an order of taking for Bottums Road and further requests its submission to the City Council.

**Enrolled** **Rules suspended, passed two readings and resolved.**

**Presentations****Presentations:****Announcement of Living Wage:**

Kitty Callaghan was present to discuss the annual living wage in Northampton. She noted that there was a resolution that was passed in the latter half of 2009. At that time the living wage was \$11.90 per hour. The resolution called for an annual review and update of the living wage; Ms. Callaghan is on hand tonight to give an update of the living wage for 2016 which is based on the Consumer Price Index. She reports that there is no significant increase in the living wage since last year; the living wage for 2016 is \$13.18. The CPI only increased 1/10 of 1% which amounted to 1 penny. The primary reason for no change is due to lower energy costs.

**Consent Agenda****Consent Agenda**

**Feeding Tube**  
**Records**  
**removed from**  
**Consent Agenda**

Councilor Dwight asked to remove Feeding Tube Records from the posted consent agenda as he has a potential conflict.

**Motion to**  
**approve**  
**Consent Agenda**

Councilor O'Donnell moved to approve the remaining consent agenda; Councilor Carney seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

**Motion Carried**

The following items were included on the approved consent agenda:

Minutes of the City Council Meeting of April 7, 2016

16.054 Approval of Annual Petition for Second Hand Dealer Licenses

Snail Trail Groundings (2015 & 2016 Renewals) with a business address of 7 Main Street, Florence

Roz's Place with a business address of 6 Bridge Street

Jack Speyer Antiques with a business address of 416 North Main Street, Leeds

Cancer Connection with a business address of 375 South Street

**Consent Agenda  
continued**

Norman E. Menard with a business address of 25 Garfield Avenue  
 The Vintage Cellar with a business address of 11 Bridge Street, Basement  
 Kids Stuff with a business address of 90 Maple Street, Florence  
 Antiques Corner with a business address of 5 Market Street  
 Urban Exchange with a business address of 233 Main Street  
 Stuart F. Solomon Antiques with a business address of 28 North Maple Street, Florence  
 The Family Jewels with a business address of 56 Green Street

**16.057 Approval of Annual Petition for Junk Dealer Licenses**

Norman E. Menard with a business address of 26 Garfield Street  
 Richard & Sharon Huntley with a business address of 254 Easthampton Road

**16.055 Approval of Annual Petition for Pool Tables**

Packards of 14 Masonic Street (Weekday & Sunday Licenses)

**16.058 Approval of Annual Petition for Taxi Cab Licenses**

Mercedes Cab Co., Inc. d/b/a Funky Cab with a business address of 376 Easthampton Road  
 (1 petition)

Cosmic Cab with a business address of 78 Conz Street (5 petitions)

**16.056 Approval of Annual Petition for Trucks**

Bill Willard, Inc. with a business address of 1010 Ryan Road, Florence

**Motion to  
approve license  
petition for  
Feeding Tube  
Records**

Councilor Sciarra moved to approve the petition for a second hand dealer license from  
 Feeding Tube Records with a business address of 221 Pine Street, Florence; Councilor Klein  
 seconded the motion. The motion was approved on a voice vote of 7 Yes, 0 No, 1  
 Abstention (Councilor Dwight) and 1 Absent (Councilor Murphy)

**Motion Carried****Recess for  
Committee on  
Finance Meeting**

At 7:36 p.m. the City Council recessed for the Committee on Finance meeting. The  
 City Council reconvened at 7:56 p.m.

**Financial Orders****16.051 A Financial Order authorizing the payment of two previous year bills from the  
DPW - 1st Reading****16.051 A  
Financial Order  
authorizing the  
payment of two  
previous year  
bills from the  
DPW - 1st  
Reading****Motion to  
approve in 1<sup>st</sup>  
Reading**

Councilor LaBarge moved to approve the financial order in 1<sup>st</sup> reading; Councilor O'Donnell  
 seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent  
 (Councilor Murphy).

**Motion Carried****See minutes of May 5, 2016 for second reading****16.052 Financial  
Order regarding  
gift donation of  
\$10,000 for  
Improvements to  
City Council  
Chambers - 1st  
Reading****16.052 Financial Order regarding gift donation of \$10,000 for Improvements to City  
Council Chambers - 1st Reading**

Councilor LaBarge thanked D.A. Sullivan for making a donation of \$10,000 for upgrades to  
 the City Council Chambers. Councilor Carney also thanked D. A. Sullivan and suggested  
 recognizing the gift in some way. Councilor Adams disagreed that memorializing the gift is a  
 form of advertising for the firm.

**Motion to  
approve in 1<sup>st</sup>  
Reading**

Councilor LaBarge moved to approve the financial order in 1<sup>st</sup> reading; Councilor Carney  
 seconded the motion. The motion was approved on a roll call vote of 7 Yes, 1 No (Councilor  
 O'Donnell), 1 Absent (Councilor Murphy).

**Motion Carried****See minutes of May 5, 2016 for second reading**

<p><b><u>16.053 Financial Order To appropriate \$46,798 from free cash to match funds for the Massachusetts Department of Conservation and Recreation Urban Forestry - 1st Reading</u></b></p>	<p><b><u>16.053 Financial Order To appropriate \$46,798 from free cash to match funds for the Massachusetts Department of Conservation and Recreation Urban Forestry - 1st Reading</u></b></p> <p>Councilor Klein commented that this is an incredible use of city funds; two years ago she took part in the inventory of City trees that was headed by Lilly Lombard. She indicated that it time to do an evidence based scientific inventory; this grant will allow for this to happen. The City has taken great strides to increase and diversify the City's public shade trees and this is another way that the City can show its commitment to the importance of strategic public shade tree program.</p>
<p><b><u>Motion to approve in 1<sup>st</sup> Reading</u></b></p> <p><b><u>Motion Carried</u></b></p>	<p>Councilor Bidwell was also complimentary of the City's efforts to enhance the public shade tree program in the past few years.</p> <p>Councilor Adams is glad that this order came on the heels of the ordinance that the Council passed recently regarding public shade trees; the current administration is doing all it can for this important issue.</p> <p>Councilor LaBarge moved to approve the financial order in 1<sup>st</sup> reading; Councilor Adams seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).</p> <p><b><u>See minutes of May 5, 2016 for second reading</u></b></p>
<p><b><u>16.030 Financial Order to establish water &amp; sewer rates for FY2017 - 2nd Reading</u></b></p>	<p><b><u>16.030 Financial Order to establish water &amp; sewer rates for FY2017 - 2nd Reading</u></b></p> <p>Councilor Adams recognizes that there are critical infrastructure needs that the City must pay for; however, he believes that this can be done using the current rate structure. He believes that the current structure makes it more affordable for renters to live in Northampton and for businesses to succeed. He thinks that all needed revenues should be raised by using the current rate structure. One of the goals is to create greater equity; he requested information about how the proposed structure will impact various users, including residential, commercial, government, and tax exempt. He was told that that information was not available. He believes the goal of water conservation is important, however, even the DPW Acting Director noted that there will be no significant increase in water conservation because the citizens conserve so well already. Councilor Adams believes the process used to create the new structure was "awful". Last year he supported freezing rates so that the citizens could catch up; at that time the newly proposed structure was not discussed and he never thought that the revised structure would be the response. Money to pay for the consultants was not in the budget. The Council had no part in meetings that took place with the consultants from April 2015 – January 2016. If the Council had known about this proposal back in August of 2015, the process might have looked different. He is not supporting the rate structure because he believes it is not in the best interest of Northampton.</p>
	<p>Councilor LaBarge thanked the Mayor for setting up the meeting with the Chamber of Commerce. She believes it was a great meeting; she received calls after the meeting stating that the Mayor did a great job. There was hefty debate going on during the meeting, however, that is part of debating. Councilor LaBarge thanked the Chamber of Commerce and the Department of Public Works, the Mayor and his Staff for putting the presentation in place. She recalled that the Mayor had four goals with the program: to promote conservation, to help people who are economically disadvantaged, to improve equity among different types of customers. She is also aware that the Mayor plans to delay implementation of the Fire Suppression Service Fee until the next fiscal year. She thanked the Mayor for listening to people when they voice their concerns. She will be supporting the order 100%.</p> <p>Councilor Dwight pointed out that the Council will not be voting any fixed fees, only the volumetric rates.</p> <p>Councilor Bidwell noted that the Mayor's decision to delay implementation of the fire suppression service fees for a year is the reason he will be supporting the order. He was an enthusiastic supporter from the start, especially the tiered rate structure. He believes that it was appropriate to take a pause in the action to learn more about it, and to ask the Mayor to meet with the business community. The Mayor did what was asked of him: he adjusted the volumetric rates and he delayed implementation of the fire suppression fees. The consultants pointed out that this is not a perfect process; there are so many objectives that the program address and he recognizes that some of them are going to be in conflict with one another. There is no perfect solution. He wishes that there was a better solution to the multi-tenant issue and wishes that there was earlier involvement by the City Council. But he believes that the process has been transparent since January 2016 and that the Mayor has responded to constituent concerns, so on balance he is supporting the order.</p>

**16.030 continued**

Councilor Sciarra noted that this is a new responsibility for the City Council. Last year was the first year when the public really had a chance to be part of the conversation. She notes that at last year's public discussion members of the public spoke out that an increase in rate from \$5.58 to \$5.74 was going to be too much for their budget. This increase was going to be implemented using the flat rate structure. There was at that time a call to freeze the rate while the rate structure was studied to see if there was a more equitable way to structure the rates. She noted that the moratorium was partly lead by Councilor Adams who said he would vote "no" on a flat rate increase though he acknowledged that an increase was necessary, just as he does now. She recalled that he commented that the increase was not fair to the "powerless and not wealthy". His wish was granted, a study was conducted, a different rate is now being proposed, and that structure supports those residents that were to be burdened by a flat rate increase. But now, Councilor Adams is supporting the exact flat rate structure that he opposed last year. Councilor Sciarra has not heard any evidence that the new rate structure will hurt renters, however, she has heard evidence to the contrary after speaking to a landlord who owns a building with a  $\frac{3}{4}$ " meter. His building has ten units; when he used the on-line calculator, he noted that he would have a small decrease in his rate; this landlord would get to spread the fixed rate charges over the ten units, something that single family owners don't get to do. She doesn't see how a flat rate helps renters at all. She notes that the proposed rates are less than last year's proposed rates. The process has been transparent and Councilor Sciarra believes that the proposed rates are more equitable and fair.

Councilor Adams noted that last year he was happy when the Mayor froze the rates after taxpayers spoke out and said that they needed to catch up. At no point did he ever say that the structure should be changed. He has never opposed the flat rate structure.

Councilor O'Donnell asked the Council to focus on the volumetric rates and to be wary of straying beyond that. He supports a tiered rate structure because he thinks it is fairer. No system is perfect. He noted that last year, not everyone had a problem with the proposed rates last year. This year, not every business has a problem with the proposed tiered structure. There has been thoughtful debate on both sides. Neither system of setting rates is perfect, for example, the Council doesn't get to vote on the fixed fees. He believes this should change next year. He believes that what should be weighed in the proposed system versus the current system is what is the effect on 5% of the largest users in the city? It is not true that every business will be largely impacted by this. Regarding the 95% of the users, most of whom are residents of the city, returning to a flat rate would drive up the bill for those users. If you want to bring costs down for 5%, then you will need to bring the rate up for 95% of the users. He noted that a senior citizen on a fixed income should not have to pay the same rate as Coca-Cola.

Councilor Carney appreciates the work that went into developing the proposal. It was a good use of the funds to look at the rate structure. She looked at the underpinnings concerning why the tiered system is a fairer system. The cost of providing a system for the larger users is a higher than the cost of providing a system for the smaller users. What the tiered system does is it takes that into consideration; small users are credited for conserving while large users compensate for have a much larger impact on the system. Large users are the reason why the City must have a robust infrastructure. A company like Coca-Cola uses 25% of the water and they have a much larger effect on the system than the smaller users. It is for this reason that Councilor Carney believes that the proposed rate structure is much fairer.

Councilor Dwight noted that the thrust of the conversation is on "equity". He noted that 53% of the consumed water in Northampton is done by 5% of the largest users. Arguably you could say that our system needs to be twice as big so that those customers can consume that amount of water. Taken on the face of it, 95% of the customers have subsidized the flat rate. Patrick Boughn wrote a letter comparing it to a gas tax. In his letter he noted that a motorcycle rider is paying the same rate of tax on gas as a large truck driver even though the footprint on the infrastructure for a motorcycle is a lot smaller. The City has a single payer tax rate and Councilor Dwight believes that this is one way that the City can attract and retain businesses. Water is a different issue. Larger consumers have within their capacity to pass increases on to consumers.

Councilor LaBarge remarked that a business owner had stated that the Mayor doesn't run a business, however, Councilor LaBarge believes that the City is a business and that the Mayor is responsible for putting things in place to pay bills, just like a business. The City has many responsibilities. She believes that the proposed structure is the right way to go. Many residents in her ward pleaded not to increase rates last year largely due to the fact that residents had received two stormwater utility bills as the company that the City hired was late on getting the bills out. The City is a very large business and the Council has the responsibility to make sure that the City has enough money to pay its bills.

Councilor Adams noted that the last time there was a legal issue; Councilor Adams wondered whether the vote on water rates was an up or down vote like the administrative orders, because the order has already been amended. If it were only an up or down vote, then Councilor Adams wondered if the amendment was legal. Attorney Seewald explained

**16.030 continued**

that the vote is either up or down, "Yes" or "No". The Council has no authority to amend what the Mayor has put forth on its own, just as the Council has no authority to re-write administrative orders. As he understood the process, the Mayor requested a modification to the proposed order after the first reading. However the motion was "couched", this was a request of the Mayor to modify or amend his order. What came before the Council, however it was styled, whether a request to amend, based on the Mayor's request, or to substitute, he believes that it was within the right of the Council to take the request from the Mayor and act on it. The Council could have refused to allow the Mayor to substitute or amend the original order that he originally submitted. It would then be up to the Mayor whether to withdraw and re-submit the order. The Council, as Attorney Seewald understood, ceded to the Mayor's request to modify the order that he submitted. Having allowed the Mayor to amend or modify or substitute the order now means that it is modified order that the Council will determine via a "yes" or "No" vote.

Councilor Dwight read from the Minutes of the April 7, 2016 City council Meeting, "Councilor Carney moved to amend the order to reflect the revised rates introduced by the Mayor and Councilor Sciarra seconded".

Councilor Carney recalled that she had asked at that point what would be appropriate, whether to accept the Mayor's proposed revisions or to amend, and that there was a little bit of discussion around this issue.

Councilor Adams wanted clarification about which orders the Council can or cannot amend. Councilor Seewald could not opine on all financial orders, however, he could speak to the very specific order that the Mayor asked to be revised. He believes that it makes no difference whether the Council makes a motion to substitute or a motion to amend. The Mayor submitted a proposal, he asked that the proposal to be amended, the Council ceded to the Mayor's request to amend. The point is that the amendment could not have been made without the Mayor's request. The Council didn't have to grant the Mayor's request.

Councilor Adams said this didn't make sense to him. Either the Council can amend the order or not.

Councilor O'Donnell noted that there is nothing preventing the Mayor to submit the rates in a different form, such as a resolution.

Mayor Narkewicz recalled that on April 2, 2015 he submitted an order to the Council that was ultimately amended. Other administrative items, like appointments, are voted upon in the form of a memo and the Mayor wondered it perhaps presenting the rates in a different form might perhaps help to avoid confusion.

Councilor Bidwell stated that to him it was clear that a question was asked of the Council and the Council answered. He understands that the Council cannot amend an order put forward by the Mayor, however the Council can decide to accept a change to an order that the Mayor has put forward.

Councilor Adams would accept the Mayor withdrawing the order and present the order in the correct form. When asked what the correct form might look like, Councilor Adams said an unamended order, a revised order that the Council did not amend. What is before the Council is an amended order. Councilor Dwight asked Councilor Adams if he would be comfortable voting to accept the revisions proposed by the Mayor. Councilor Adams said, "Sure". What he really wants is an answer to the question about which order can and cannot be amended.

**Motion to accept  
the revised  
proposal**

Councilor Carney motioned to accept the Mayor's revised proposal. Councilor LaBarge seconded the motion. The motion was approved on a voice vote of 7 Yes, 1 No (Councilor Adams), 1 Absent (Councilor Murphy).

**Motion Carried**

Councilor Dwight noted that built into the rate structure currently is that larger users pay per use and have a separate sewer meter. This is different than how the sewer charges are for other customers where sewer charges are imposed based on 100% of the water consumption.

Councilor LaBarge thanked Councilor Adams noting that he has the right to ask.

**Motion to  
approve in 2<sup>nd</sup>  
Reading**

Councilor LaBarge moved to approve the financial order in 2<sup>nd</sup> reading; Councilor Bidwell seconded the motion. The motion was approved on a roll call vote of 7 Yes, 1 No (Councilor Adams), 1 Absent (Councilor Murphy).

**Motion Carried**

**The following order passed second reading:**

Upon the Recommendation of the Mayor

O-16.030

**AN ORDER  
TO ESTABLISH WATER AND SEWER RATES FOR FY2017**

*Ordered, that:*

Effective July 1, 2016, the per 100 cubic foot (CCF) rates for water and sewer are as follows:

**WATER**

Customers with 1" meter or smaller

Tier 1 consumption: 0 – 16 CCF      \$4.36 per CCF

Tier 2 consumption: >16 CCF      \$5.82 per CCF

Customers with meter larger than 1"

All consumption      \$5.72 per CCF

**SEWER**

Non-metered

\$7.52 per CCF based on 80% of metered water consumption

Metered

\$7.52 per CCF

Enrolled

Rules suspended, passed two readings and enrolled.

16.037 Financial  
Order for FY17  
Capital Plan -  
\$225,000 for LED  
Streetlights  
Project - 2nd  
Reading

16.037 Financial Order for FY17 Capital Plan - \$225,000 for LED Streetlights Project -  
2nd Reading

Motion to  
approve in 2<sup>nd</sup>  
Reading

Councilor LaBarge moved to approve the financial order in 2<sup>nd</sup> reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

Motion Carried

The following order passed second reading:

Upon the recommendation of the Mayor

16.037  
AN ORDER

To appropriate \$225,000 to pay the costs of conversion to LED Streetlights,  
to authorize borrowing and issuance of bonds for project, etc.

*Ordered, that:*

the sum of \$225,000 is appropriated to pay the costs of the conversion to LED streetlights, including payment of costs incidental or related thereto; that to meet such appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$225,000 under M.G.L. c. 44, §7(14), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary or convenient to carry out this project.

*Further Ordered, that:*

the City Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Council as of the date hereof, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

Enrolled

Rules suspended, passed two readings and enrolled

16.038 Financial Order - FY17 Capital Plan - \$129,210 for VOIP from Fund 2620 I-NET and Technology - 2nd Reading

16.038 Financial Order - FY17 Capital Plan - \$129,210 for VOIP from Fund 2620 I-NET and Technology - 2nd Reading

Motion to approve in 2<sup>nd</sup> Reading

Councilor LaBarge moved to approve the financial order in 2<sup>nd</sup> reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

Motion Carried

The following order passed second reading:

Upon the recommendation of the Mayor

16.038  
AN ORDER

To appropriate \$129,210 for infrastructure upgrades to replace VOIP system

*Ordered, that:*

the City Council appropriate \$129,210 from the I-NET Access and Technology Fund (Fund 2620) to be used for related infrastructure upgrades relative to the replacement of the city's VOIP system, and necessary to provide resiliency and redundancy for the city's vital public communication systems.

Enrolled

Rules suspended, passed two readings and enrolled.

16.039 Financial Order for \$375,000 to appropriate for new radio consoles for the Dispatch Center - 2nd Reading

16.039 Financial Order for \$375,000 to appropriate for new radio consoles for the Dispatch Center - 2nd Reading

Motion to approve in 2<sup>nd</sup> Reading

Councilor LaBarge moved to approve the financial order in 2<sup>nd</sup> reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

Motion Carried

The following order passed second reading:

Upon the recommendation of the Mayor

16.039  
AN ORDER

To appropriate \$375,000 for new radio consoles for the Dispatch Center

*Ordered, that:*

the sum of \$375,000 is appropriated for new radio consoles for the dispatch center, including payment of costs incidental or related thereto; that to meet such appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$375,000 under M.G.L. c. 44, §7(14), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary or convenient to carry out this project.

*Further Ordered, that:*

the City Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Council as of the date



16.039 continued

hereof, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

Enrolled

Rules suspended, passed two readings and enrolled.

16.040 Financial Order for FY17 Capital Plan - \$1,354,013 for Waste Water Treatment Plant Improvements - 2nd Reading

16.040 Financial Order for FY17 Capital Plan - \$1,354,013 for Waste Water Treatment Plant Improvements - 2nd Reading

Motion to approve in 2<sup>nd</sup> Reading

Councilor Bidwell moved to approve the financial order in 2<sup>nd</sup> reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

Motion Carried

The following order passed second reading:

Upon the recommendation of the Mayor

16.040  
AN ORDER

To appropriate \$1,354,013 for wastewater treatment plant improvements, to approve borrowing for project, and to authorize issuing bonds, etc.

*Ordered, that:*

the sum of \$1,354,013 is appropriated for wastewater treatment plant improvements, including payment of costs incidental or related thereto; that to meet such appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$1,354,013 under M.G.L. c. 44, §§7(1) or 8(15), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary or convenient to carry out this project.

*Further Ordered, that:*

the City Treasurer is authorized is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Council as of the date hereof, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

Enrolled

Rules suspended, passed two readings and enrolled.

16.041 Financial Order to appropriate \$500,000 for Street Resurfacing and to authorize borrowing and issuance of bonds, etc. - 2nd Reading

16.041 Financial Order to appropriate \$500,000 for Street Resurfacing and to authorize borrowing and issuance of bonds, etc. - 2nd Reading

Motion to approve in 2<sup>nd</sup> Reading

Councilor LaBarge moved to approve the financial order in 2<sup>nd</sup> reading; Councilor Bidwell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

Motion Carried

The following order passed second reading:

**16.041 continued**

Upon the recommendation of the Mayor

16.041

**AN ORDER**

To appropriate \$500,000 for Street Resurfacing and  
to authorize borrowing and issuance of bonds, etc.

*Ordered, that:*

the sum of \$500,000 is appropriated for street resurfacing, including payment of costs incidental or related thereto; that to meet such appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$500,000 under M.G.L. c. 44, §7(5), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary or convenient to carry out this project.

*Further Ordered, that:*

the City Treasurer is authorized is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Council as of the date hereof, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

**Enrolled**

**Rules suspended, passed two readings and enrolled.**

**16.042 Financial  
Order to replace  
VOIP system -  
2nd Reading**

**16.042 Financial Order to replace VOIP system - 2nd Reading**

Councilor Adams asked whether the entire system was in need of repair or if it was possible to save money by replacing the most worn parts of the system. Mayor Narkewicz explained that the server is beginning to have problems. The system is no longer supported by the manufacturer and parts are no longer available. If the server unit is not replaced, then the entire phone system can go down. There have been some experiences with this already.

**Motion to  
approve in 2<sup>nd</sup>  
Reading**

Councilor LaBarge moved to approve the financial order in 2<sup>nd</sup> reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

**Motion Carried**

**The following order passed second reading:**

Upon the recommendation of the Mayor

16.042

**AN ORDER**

To appropriate \$456,000 for replacement of VOIP system,  
to authorize borrowing and issuance of bonds for project

*Ordered, that:*

the sum of \$456,500 is appropriated for replacement of the city's VOIP system, providing resiliency and redundancy for the city's vital public communication systems, including payment of costs incidental or related thereto; that to meet such appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$456,500 under M.G.L. c. 44, §7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary or convenient to carry out this project.

*Further Ordered, that*

the City Treasurer is authorized is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Council as of the date hereof, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

16.042 continued

Enrolled

Rules suspended, passed two readings and enrolled.

16.043 Financial  
Order for FY17  
Capital Plan -  
\$585,000 for Fire  
Truck - 2nd  
Reading

16.043 Financial Order for FY17 Capital Plan - \$585,000 for Fire Truck - 2nd Reading

Motion to  
approve in 2<sup>nd</sup>  
Reading

Councilor O'Donnell moved to approve the financial order in 2<sup>nd</sup> reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

Motion Carried

The following order passed second reading:

Upon the recommendation of the Mayor

16.043

AN ORDER

To appropriate \$585,000 for new fire truck,  
to authorize borrowing and issuance of bonds for project, etc.

*Ordered, that:*

the sum of \$585,000 is appropriated for a new fire truck, including payment of costs incidental or related thereto; that to meet such appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$585,000 under M.G.L.c. 44, §7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary or convenient to carry out this project.

*Further Ordered, that*

the City Treasurer is authorized is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Council as of the date hereof, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

Enrolled

Rules suspended, passed two readings and enrolled.

16.044 Financial  
Order to  
appropriate  
\$275,000 from  
FY 16 Free Cash  
to NPS Projects -  
2nd Reading

16.044 Financial Order to appropriate \$275,000 from FY 16 Free Cash to NPS Projects - 2nd Reading

Motion to  
approve in 2<sup>nd</sup>  
Reading

Councilor LaBarge moved to approve the financial order in 2<sup>nd</sup> reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

Motion Carried

The following order passed second reading:

Upon the recommendation of the Mayor

16.044

AN ORDER

To appropriate \$275,000 from FY 16 Free Cash to NPS Projects

*Ordered, that:*

**16.044 continued**

the following Capital Projects be appropriated from the FY16 General Fund Undesignated Fund Balance (Free Cash):

Northampton Public Schools – Energy Management System Upgrades at HS	\$ 15,000
Northampton Public Schools – Brick and Façade Work at HS	\$ 40,000
Northampton Public Schools – Tennis Court Resurfacing at JFK	\$ 45,000
Northampton Public Schools – Front Entrance and Stair Repair at Jackson Street	\$ 50,000
Northampton Public Schools – Chimney Repairs at Leeds	\$ 25,000
<b>TOTAL:</b>	<b>\$275,000</b>

**Enrolled**

**Rules suspended, passed two readings and enrolled.**

**16.045 Financial Order to appropriate \$2,860 from CPA funding to Leeds Historic Walking Tour Project - 2nd Reading**

**16.045 Financial Order to appropriate \$2,860 from CPA funding to Leeds Historic Walking Tour Project - 2nd Reading**

Councilor Klein commented that she was not present for the first vote, however, she has been working with the Leeds Civic Association around the signage that would make it possible to do a walking tour throughout Leeds. She believes that it is a good use of CPA funds.

**Motion to approve in 2<sup>nd</sup> Reading**

Councilor O'Donnell moved to approve the financial order in 2<sup>nd</sup> reading; Councilor Carney seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

**Motion Carried**

**The following order passed second reading:**

Upon the recommendation of the Community Preservation Committee

**O-16.045**  
**AN ORDER**  
**To appropriate \$2,860 from CPA funding**  
**to Leeds Historic Walking Tour Project**

*Ordered, that*

WHEREAS, the Leeds Civic Association submitted a Small Grants application for Community Preservation Act funding for signage for a Leeds Village Historical Self-Guided Walking Tour.

WHEREAS, the project will help preserve the history and culture of the Village of Leeds and its important role in the economic development of the City of Northampton

WHEREAS, the project has wide community support, and was enthusiastically supported by the Northampton Historical Commission

WHEREAS, the project will maximize the value of Community Preservation funds contributed through extensive volunteer labor and donations.

WHEREAS, on February 10, 2016, the Northampton Community Preservation Committee, voted unanimously to recommend that \$2,860 in Community Preservation Act funds be used to support this project.

*NOW, THEREFORE BE IT ORDERED,*

That \$2,860 be appropriated from Community Preservation Act funding to the Leeds Historic Walking Tour Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$2,860 is appropriated from the CPA Budgeted Reserve (account #2344930-359930).

<u>16.045</u>	
<u>Continued</u>	<u>Rules suspended, passed two readings and enrolled.</u>
<u>Enrolled</u>	
<u>16.046 A Financial Order Authorizing the Mayor to Execute a Lease Agreement with NCTV - 2nd Reading</u>	<u>16.046 A Financial Order Authorizing the Mayor to Execute a Lease Agreement with NCTV - 2nd Reading</u>
<u>Motion to approve in 2<sup>nd</sup> Reading</u>	Councilor LaBarge moved to approve the financial order in 2 <sup>nd</sup> reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).
<u>Motion Carried</u>	<u>The following order passed second reading:</u>  Upon the recommendation of Mayor David J. Narkewicz  <u>O-16.046</u> <u>An Order</u> <u>Authorizing the Mayor to execute a lease with NCTV</u>  WHEREAS, Northampton Community Television (NCTV), the City's community access television provider leases studio space at Northampton High School for its access studio, and; WHEREAS, the Northampton School Committee voted to extend the lease with NCTV for up to 16 months while a long term lease is negotiated, and WHEREAS, Chapter 40, Section 3 of the Mass. General Laws requires the approval of City Council for leases of school property,  <i>Now therefore, be it Ordered,</i>  That the Mayor is authorized to execute a lease with NCTV of approximately 2,700 square feet of space at the Northampton High School currently occupied by NCTV for a period not to exceed 16 months. The leased premises shall be used exclusively for public access television purposes. The School Committee shall sign the lease agreement to confirm its approval of the terms and conditions thereof.  The lease authorized hereunder is subject to approval of the Commissioner of Education in accordance with M.G.L. c. 40, § 3.
<u>Enrolled</u>	<u>Rules suspended, passed two readings and enrolled.</u>
<u>Orders</u>	<u>Orders: None</u>
<u>Ordinances</u>	<u>Ordinances</u>
<u>16.048 An Ordinance to Provide for Limited Time Parking on King Street by revising Section 312-104 Schedule III of City Code -1st Reading</u>	<u>16.048 An Ordinance to Provide for Limited Time Parking on King Street by revising Section 312-104 Schedule III of City Code -1st Reading</u>
<u>Motion to approve in 1<sup>st</sup> Reading</u>	Councilor O'Donnell explained that this ordinance was introduced by the Transportation and Parking Commission. If it passes, this ordinance would create the first 15 minute parking space on King Street in front of where the new Goggins Real Estate building is located. Many other businesses are in that general vicinity that would benefit from that 15 minute free space.
<u>Motion Carried</u>	<u>See minutes of May 5, 2016 for second reading.</u>

Updates from  
Council  
President and  
Committee  
Chairs

Updates from Council President and Committee Chairs

None

Information  
Requests  
(Charter  
Provision 2-7)  
and Information  
Study Requests

Information Requests (Charter Provision 2-7) and Information Study Requests

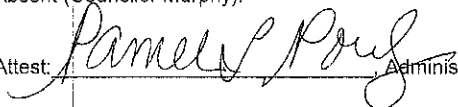
None

New Business

New Business: None

Adjourn

At 8:58 p.m., a motion to adjourn was made by Councilor LaBarge and seconded by Councilor O'Donnell. The vote to adjourn passed on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Murphy).

Attest: 

Administrative Assistant to the City Council

2015-2016 City Council Roll Call Record

Record of City Council Votes for April 21, 2016		Adams	Bitwell	Carney	Dwight	Klein	LaBarge	Murphy	O'Donnell	Scarata	Total
Roll Call by Pamela L. Powers, Administrative Assistant to the City Council @ 7:20 p.m.		Present	Present	Present	Present	Present	Present	Absent	Present	Present	8 Present, 1 Absent
16.051 A Financial Order authorizing the payment of two previous year bills from the DPW - 1st Reading	1st Reading	Yes	Yes	Yes	Yes	Yes	Motion to Approve	Absent	Second Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.052 Financial Order regarding gift donation of \$10,000 for improvements to City Council Chambers - 1st Reading	1st Reading	Yes	Yes	Second Yes	Yes	Yes	Motion to Approve	Absent	No	Yes	Motion Carried 7 Yes, 1 No, 1 Absent
16.053 Financial Order To appropriate \$46,798 from free cash to match funds for the Massachusetts Department of Conservation and Recreation Urban Forestry - 1st Reading	1st Reading	Second Yes	Yes	Yes	Yes	Yes	Motion to Approve	Absent	Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.030 Financial Order to establish water & sewer rates for FY2017		Councillor Carney moved to accept the Mayor's revised proposal. Councillor LaBarge seconded the motion. The motion was approved on a voice vote of 7 Yes, 1 No (Councillor Adams), 1 Absent (Councillor Murphy).									
	2nd Reading	No	Second Yes	Yes	Yes	Yes	Motion to Approve	Absent	Yes	Yes	Motion Carried 7 Yes, 1 No, 1 Absent
16.037 Financial Order for FY17 Capital Plan - \$225,000 for LED Streetlights Project	2nd Reading	Yes	Yes	Yes	Yes	Second Yes	Motion to Approve	Absent	Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.038 Financial Order - FY17 Capital Plan - \$129,210 for VOIP from Fund 2620 L-NET and Technology	2nd Reading	Yes	Yes	Yes	Yes	Yes	Motion to Approve	Absent	Second Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.039 Financial Order for \$375,000 to appropriate for new radio consoles for the Dispatch Center	2nd Reading	Yes	Yes	Yes	Yes	Yes	Motion to Approve	Absent	Second Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.040 Financial Order for FY17 Capital Plan - \$1,354,013 for Waste Water Treatment Plant Improvements	2nd Reading	Yes	Motion to Approve	Yes	Yes	Yes	Second Yes	Absent	Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.041 Financial Order to appropriate \$500,000 for Street Resurfacing and to authorize borrowing and issuance of bonds, etc.	2nd Reading	Yes	Second Yes	Yes	Yes	Yes	Motion to Approve	Absent	Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.042 Financial Order to replace VOIP system - 2nd Reading	2nd Reading	Yes	Yes	Yes	Yes	Second Yes	Motion to Approve	Absent	Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.043 Financial Order for FY17 Capital Plan - \$585,000 for Fire Truck - 2nd Reading	2nd Reading	Yes	Yes	Yes	Yes	Yes	Second Yes	Absent	Motion to Approve	Yes	Motion Carried 8 Yes, 0 No, 1 Absent

2015-2016 City Council Roll Call Record

Record of City Council Votes for April 21, 2016		Adams	Bidwell	Carney	Dwight	Klein	LaBarge	Murphy	O'Donnell	Sclatta	Total
16.044 Financial Order to appropriate \$275,000 from FY 16 Free Cash to NPS Projects - 2nd Reading	2nd Reading	Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Absent	Second Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.045 Financial Order to appropriate \$2,860 from CPA funding to Leeds Historic Walking Tour Project - 2nd Reading	2nd Reading	Yes	Yes	Second Yes	Yes	Yes	Yes	Absent	Motion to Approve Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.046 A Financial Order Authorizing the Mayor to Execute a Lease Agreement with NCTV - 2nd Reading	2nd Reading	Yes	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Absent	Yes	Yes	Motion Carried 8 Yes, 0 No, 1 Absent
16.048 An Ordinance to Provide for Limited Time Parking on King Street by revising Section 312-104 Schedule III of City Code -1st Reading	1st Reading	Yes	Yes	Yes	Yes	Yes	Yes	Absent	Motion to Approve Yes	Second Yes	Motion Carried 8 Yes, 0 No, 1 Absent

At 8:58 p.m. Councilor LaBarge motioned to adjourn; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent.

Recorded By:  
 Pamela L. Powers, Administrative Assistant to the City Council  
 (413) 587-1210; ppowers@northampton.gov